IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE FOURTH DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE ELIPE DHARMA RAO

WRIT PETITION No. 13552 of 2005

Between:

Kaligetla Nageswara Rao S/o. Late Venkanna alias Venkunaidu
R/o. Nuthanaguntapalem village Narasingapalli (PO)
Kasimkota Mandal Visakhapatnam District.

..... PETITIONER

AND

1 The Mandal Revenue Officer
Kasimkota (PO) Visakhapatnam District.
2 The Asst. Engieer, Irrigation
Yellamanchili (PO) Visakhapatnam District.
3 The Station House Officer
Kasimkota (PO) Visakhapatnam District.
4 The District Collector
Visakhapatnam District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the respondents in trying to dispossess the petitioner from his office-cum-meals hotel viz., "Kangetla Saraswathi Devi Meals Hotel" situated in 0.02 cents of land in Nuthanaguntapalem Village and Gram Panchayat, Kasimkota, Visakhapatnam District, without following the due procedure under law as being illegal, unjust, arbitrary and violative of Article 14 of the constitution of India and pass such other order or orders as this Hon'ble Court may deem fit and proper in the circumstances of the case.

Counsel for the Petitioner: MR.E.V.BHAGIRATHA RAO

Counsel for the Respondent Nos.1 and 4: GP FOR REVENUE

The Court at the stage of admission made the following:

ORDER:

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When the matter came up for hearing, the learned Government Pleader for Revenue, on getting instructions, submitted that before filing of the writ petition, the petitioner was dispossessed from the property in question, on 10.06.2005.

In view of the submissions made by the learned Government Pleader for Revenue, the writ petition has become infructuous.

Accordingly, the Writ Petition is dismissed as infructuous. No order as to costs.

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ELIPE DHARMA RAO,J

Dated: 04.07.2005

Dsr

ASSISTANT REGISTRAR

To:

1. The Mandal Revenue Officer,

Kasimkota (PO), Visakhapatnam District

2. The Asst.Engineer, Irrigation,

Yellamanchili (PO), Visakhapatnam District

3. The Station House Officer,

Kasimkota (PO), Visakhapatnam District

4. The District Collector,

Visakhapatnam

5. Two CCs to the Government Pleader

for Revenue, High Court Buildings,

Hyderabad (OUT)

6. Two CD copies